

November 16, 2018

**VIA ECF**

The Honorable Eric N. Vitaliano  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

White & Case LLP  
1221 Avenue of the Americas  
New York, NY 10020-1095  
T +1 212 819 8200

[whitecase.com](http://whitecase.com)

**Re: *Randy Abbas v. Hestia Tobacco, LLC and David Sley*, 18-CV-05151(ENV)(RER)**

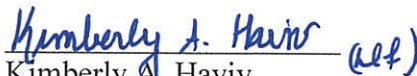
Dear Judge Vitaliano:

We represent the Defendants in this matter and submit this joint status report on behalf of all parties pursuant to Your Honor's order, dated November 2, 2018, regarding Plaintiff's request to amend his complaint.

Counsel for the parties have conferred as directed. Defendants consent to Plaintiff filing an amended complaint, while reserving their right to move to dismiss as contemplated in the Court's order. The parties propose the following schedule:

Amended Complaint	December 6, 2018
Defendants' Motion to Dismiss	January 7, 2019
Plaintiff's Opposition to Motion to Dismiss	January 28, 2019
Defendants' Reply in support of the Motion to Dismiss	February 7, 2019

Respectfully Submitted,

 (att)  
Kimberly A. Haviv  
WHITE & CASE LLP  
1221 Avenue of the Americas  
New York, New York 10020  
Telephone: (212) 819-8683  
[kim.haviv@whitecase.com](mailto:kim.haviv@whitecase.com)  
*Attorneys for Defendants*

cc: Counsel for Plaintiff (via ECF)